

NATURAL RESOURCES BOARD AGENDA ITEM

Item No. _____

SUBJECT:

FOR: JUNE 2004 BOARD MEETING

TO BE PRESENTED BY: Lloyd Eagan

SUMMARY: The Natural Resources Board adopted a mercury air emission rule (AM-27-01) at its June 2003 meeting. The Senate Committee on Environment and Natural Resources and the Assembly Natural Resources Committee conducted a joint public hearing on the rule on August 13, 2003. Subsequent to this public hearing, each committee approved a motion requesting the Department to consider modifications to the mercury rules. The Department agreed to consider modifications on August 22, 2003.

The Board received an informational briefing at their October 2003 meeting on the areas the legislative committees had expressed concern about as a result of their public hearing. On May 28, 2004, specific rule modification were requested from these committees.

This is a request for adoption by the Natural Resources Board of proposed modifications to the mercury air emission rule to address legislative concerns.

RECOMMENDATION: Approve modification to Chapter NR 446 Control of Mercury Emissions.

LIST OF ATTACHED MATERIALS:

No <input checked="" type="checkbox"/>	Fiscal Estimate Required	Yes <input type="checkbox"/>	Attached
No <input checked="" type="checkbox"/>	Environmental Assessment or Impact Statement Required	Yes <input type="checkbox"/>	Attached
No <input type="checkbox"/>	Background Memo	Yes <input checked="" type="checkbox"/>	Attached

APPROVED:

Bureau Director, Lloyd L. Eagan

Date

Administrator, Al Shea

Date

Secretary, Scott Hassett

Date

cc: Amy Lemberger - AD/5
Carol Turner - LS/5

L. Eagan - AM/7
R. Eckdale - AM/7 (20)

STAFF REVIEW - DNR BOARD AGENDA ITEM

REMINDER

Have the following questions been answered under the summary section of this form?

- Why is the rule needed?
 - What are the significant changes?
 - What are the key issues/controversies?
 - What was the last action of the Board?
-

LIST OF ATTACHED REFERENCE MATERIAL REQUIRED FOR RULE PROPOSALS:

Hearing authorization:

Final adoption:

Background memo (if needed)*

Background Memo (if needed)*

Fiscal Estimate

Response Summary

Environmental Assessment (if needed)

Fiscal Estimate

Rule

Environmental Assessment (if needed)

Rule

- * If all the questions listed in the REMINDER section above can be adequately summarized on the Green Sheet (and a second sheet if needed), the Background Memo may be omitted.

Unit	Reviewer	Date	Comments
Environmental Analysis and Review			
Management and Budget			
Legal Services -Program Attorney -Carol Turner			
Other (if applicable)			